

**ANALYSIS**

This ordinance amends Title 17 – Parks, Beaches and Other Public Places, by prohibiting smoking in parks with exceptions for film or photography sessions and for contract-operated facilities.

ROBERT E. KALUNIAN  
Acting County Counsel

By *Christina A. Salseda*  
CHRISTINA A. SALSEDA  
Principal Deputy County Counsel  
Property Division

CAS:vn

8/6/09 (Requested)

8/24/09 (Revised)

**ORDINANCE NO. 2009-0044**

An ordinance amending Title – 17 Parks, Beaches and Other Public Places, to prohibit smoking in parks.

The Board of Supervisors of the County of Los Angeles ordains as follows:

**SECTION 1.** Section 17.04.035 is hereby added to read as follows:

**17.04.035 Contract-operated facilities.**

"Contract-operated facilities" means parks, which are operated, controlled, or maintained, in whole or in part, pursuant to an agreement with a lessee, concessionaire, operator, contractor, or vendor, for the purpose of providing recreational services to the public.

**SECTION 2.** Section 17.04.185 is hereby added to read as follows:

**17.04.185 Smoking.**

"Smoke" or "smoking" shall have the meaning as set forth in Section 11.64.020(B) of this code.

**SECTION 3.** Section 17.04.650 is hereby added to read as follows:

**17.04.645 Smoking Prohibited.**

Smoking shall be prohibited at all parks, except:

1. Smoking shall be permitted by actors who are acting during a permitted production or by models during a permitted photography session, unless otherwise determined by the Director, in consultation with the applicable Fire Official; and

2. Smoking shall be permitted within contract-operated facilities, in designated areas, at the discretion of the Director, in consultation with the operators of said facilities.

[1704035CSCC]

SECTION 4. This ordinance shall be published in The Daily Commerce a newspaper printed and published in the County of Los Angeles.



*Don Knabe*

Chairman

ATTEST:

*Sachi A. Hamai*

Sachi A. Hamai  
Executive Officer -  
Clerk of the Board of Supervisors  
County of Los Angeles

I hereby certify that at its meeting of September 22, 2009 the foregoing ordinance was adopted by the Board of Supervisors of said County of Los Angeles by the following vote, to wit:

Ayes

Supervisors Gloria Molina  
Mark Ridley-Thomas  
Zev Yaroslavsky  
Michael D. Antonovich

Noes

Supervisors Don Knabe  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Effective Date: October 22, 2009

Operative Date: \_\_\_\_\_

*Sachi A. Hamai*

Sachi A. Hamai  
Executive Officer -  
Clerk of the Board of Supervisors  
County of Los Angeles

I hereby certify that pursuant to Section 25103 of the Government Code, delivery of this document has been made.

SACHI A. HAMAI  
Executive Officer  
Clerk of the Board of Supervisors

By *[Signature]*  
Deputy



APPROVED AS TO FORM:  
ROBERT KALUNIAN  
Acting County Counsel

By *[Signature]*  
Leela Kapur  
Chief Deputy County Counsel